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BURBANK POLICE DEPARTMENT,
BURBANK POLICE OFFICERS ADAM
BAUMGARTEN AND MICHAEL EDWARDS

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

PRESTON SMITH, an individual;	) Case No. CV10-8840 VBF (AGR _x)
)
Plaintiff,	) REQUEST FOR JUDICIAL
	) NOTICE IN SUPPORT OF
v.	) MOTION FOR SUMMARY
	) JUDGMENT, OR IN THE
CITY OF BURBANK, et al.	) ALTERNATIVE, SUMMARY
	) ADJUDICATION OF ISSUES BY
Defendant.	) THE CITY OF BURBANK,
	) BURBANK POLICE
	) DEPARTMENT, OFFICER ADAM
	) BAUMGARTEN, AND OFFICER
	) MICHAEL EDWARDS
)
	) DATE: MAY 16, 2011
	) TIME: 1:30 P.M.
	) CTRM: 9
)

**REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF MOTION FOR
SUMMARY JUDGMENT, OR IN THE ALTERNATIVE, SUMMARY
ADJUDICATION OF ISSUES BY THE CITY OF BURBANK, BURBANK
POLICE DEPARTMENT, OFFICER ADAM BAUMGARTEN, AND
OFFICER MICHAEL EDWARDS**

1 TO THE CLERK OF THE COURT, ALL INTERESTED PARTIES AND
2 THEIR ATTORNEYS OF RECORD:

3 Pursuant to Rule 201, Federal Rules of Evidence, the City of Burbank,
4 Burbank Police Department, Officer Adam Baumgarten, and Officer Michael
5 Edwards hereby request judicial notice of Los Angeles Superior Court Case No.
6 9BR01353, including but not limited to the following documents:

7 Exhibit 1—Misdemeanor Complaint, Case No. 9BR01353

8 Exhibit 2—Misdemeanor Advisement of Rights, Waiver, and Plea Form,
9 Case No. 9BR01353

10 Exhibit 3—Reporter's Transcript of Proceedings, April 29, 2009, Case. No.
11 9BR01353

12 DATED: April 18, 2011

13 Respectfully submitted,

14 DENNIS A. BARLOW
15 City Attorney

16 By: 

17 CAROL A. HUMISTON
18 Sr. Assistant City Attorney
19 Attorney for Defendants CITY OF
20 BURBANK BURBANK POLICE
21 DEPARTMENT, BURBANK
22 POLICE OFFICERS ADAM
23 BAUMGARTEN AND MICHAEL
24 EDWARDS
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